

**IN THE UNITED STATES DISTRICT COURT FOR THE
SOUTHERN DISTRICT OF ILLINOIS**

CENTURY SURETY COMPANY, an Ohio)
Corporation,)
Plaintiff,)
v.) No. 12-cv-01244-JPG-PMF
BLACKMON'S, INC., d/b/a)
Blackmon's Plaza, LEWIS E. LAGRANT)
and ROSE M. LAGRANT,)
Defendants.)

MEMORANDUM AND ORDER

This matter comes before the Court on the plaintiff's stipulation of dismissal (doc. 39).

Pursuant to Federal Rule of Civil Procedure 41(a)(1)(A)(ii) a plaintiff may dismiss an action without a court order pursuant to a stipulation signed by all parties. Here, plaintiff has presented a stipulation of dismissal signed by all parties. Pursuant to the parties' stipulation, this case is **DISMISSED** without prejudice and the Court **DIRECTS** the Clerk of Court to close this case.

DATED: October 25, 2013

s/J. Phil Gilbert
UNITED STATES DISTRICT JUDGE